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Via ECF

The Honorable Colleen McMahon
Chief Judge of the Southern District of New York
United States District Court
500 Pearl Street
New York, New York 10007

**RE: Clementine et al v. Andrew M. Cuomo et al
1:20-cv-08899**

Dear Judge McMahon:

I would respectfully request that Your Honor direct a hearing date for the above mentioned matter as soon as practicable for this Honorable Court. As the State takes time and consults with co-counsel for availability, my clients continue to suffer tremendous hardship as a result of being shut down now for almost a year. My availability is extremely flexible except for March 3 and March 10.

Plaintiffs and I are looking forward to these arguments and we are ready to discuss the levels of scrutiny that can be applied. My clients have moved mountains to make their small theaters safe. At the bare minimum, there is no justification in science or data which allows SNL to have weekly live shows while my clients remain shut down.

I thank Your Honor for your kind attention and consideration.

Respectfully yours,

/s/ James G. Mermigis

James G. Mermigis, Esq.